

Appeal Docket Sheet

Docket Number: 2620 EDA 2016

Page 1 of 5

August 22, 2017



CAPTION

Estate of Anne V. Ballinger, Deceased

Appeal of: Bernard J. Weisser

CASE INFORMATION

Initiating Document: Notice of Appeal

Case Status: Decided/Active

Case Processing Status: June 16, 2017 Awaiting Supreme Court Decision

Journal Number: J-S29002-17

Case Category: Civil Case Type(s): Estate/Probate/Wills/Intestate

CONSOLIDATED CASES

RELATED CASES

SCHEDULED EVENT

Next Event Type: Appellee Brief Filed

Next Event Due Date: January 26, 2017

Next Event Type: Record Remitted

Next Event Due Date: June 19, 2017

COUNSEL INFORMATION

Appellant Weisser, Bernard J.

Pro Se: No

IFP Status:

Attorney: Grab, Michael Steven
Law Firm: Nikolaus & Hohenadel, L.L.P.
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327 Locust St
Columbia, PA 17512-1120
Phone No: (717) 684-4422 Fax No:

Appellee Estate of Anne V. Ballinger, Deceased

Pro Se: No

IFP Status:

Attorney: Thomas, Clayton H., Jr.
Law Firm: Clayton H. Thomas, Jr. Law Office
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Philadelphia, PA 19102-2000
Phone No: (215) 568-7070 Fax No:

Attorney: Guernsey, John Allen
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Appeal Docket Sheet

Superior Court of Pennsylvania

Docket Number: 2620 EDA 2016

Page 2 of 5

August 22, 2017



COUNSEL INFORMATION

Participant Haus, Steven

Pro Se: No

IFP Status:

Attorney: Holman, Timothy James
 Law Firm: Smith Kane Holman, LLC
 Address: Smith Kane Holman Llc
 112 Moores Rd Ste 300
 Malvern, PA 19355
 Phone No: (610) 518-4909

Fax No:

Participant Charles, Norman J

Pro Se: No

IFP Status:

Attorney: Guernsey, John Allen
 Address: Conrad O'Brien PC
 1500 Market Street
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 Phone No: (215) 864-8066

Fax No:

Attorney: Thomas, Clayton H., Jr.
 Law Firm: Clayton H. Thomas, Jr. Law Office
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FEE INFORMATION

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
08/18/2016	Notice of Appeal	85.50	08/31/2016	2016-SPR-E-001528	85.50

AGENCY/TRIAL COURT INFORMATION

Court Below: Philadelphia County Court of Common Pleas
 County: Philadelphia Division: Philadelphia County Orphans' Court
 Order Appealed From: July 19, 2016 Judicial District: 01
 Documents Received: August 26, 2016 Notice of Appeal Filed: August 18, 2016
 Order Type: Decree
 OTN(s):
 Lower Ct Docket No(s): O.C. No. 545 AP of 2013
 Lower Ct Judge(s): Carrafiello, Matthew D.
 Administrative Judge - Orphans'
 Division

ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content Description
Original Record	November 15, 2016	
Trial Court Opinion	November 15, 2016	

Date of Remand of Record:

BRIEFING SCHEDULE

Appeal Docket Sheet

Superior Court of Pennsylvania

Docket Number: 2620 EDA 2016

Page 3 of 5

August 22, 2017



BRIEFING SCHEDULE

Appellant Weisser, Bernard J. Brief Due: December 27, 2016	Filed: December 27, 2016	Appellee Estate of Anne V. Ballinger, Deceased Brief Due: January 26, 2017	Filed:
Reproduced Record Due: December 27, 2016	Filed: December 27, 2016	Participant Charles, Norman J Brief Due: January 26, 2017	Filed: January 26, 2017
		Haus, Steven Brief Due: January 26, 2017	Filed: January 26, 2017

DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
August 26, 2016	Notice of Appeal Docketed	Appellant	Weisser, Bernard J.
August 26, 2016	Docketing Statement Exited (Civil)		Superior Court of Pennsylvania
September 9, 2016	Docketing Statement Received (Civil)	Appellant	Weisser, Bernard J.
November 15, 2016	Trial Court Record Received		Philadelphia County Court of Common Pleas
November 15, 2016	Trial Court Opinion Received		Philadelphia County Court of Common Pleas
November 15, 2016	Briefing Schedule Issued		Superior Court of Pennsylvania
November 18, 2016	Application for Substitution of Party	Appellee	Estate of Anne V. Ballinger, Deceased
November 18, 2016	Entry of Appearance - Private Estate of Anne V. Ballinger, Deceased	Appellee	Guernsey, John Allen
November 21, 2016	Entry of Appearance - Private Haus, Steven	Participant	Holman, Timothy James
December 12, 2016	Order		Per Curiam

Comment: Upon consideration of the motion to substitute party, the motion is hereby GRANTED and Norman J. Charles is hereby substituted for William G. Weisser.

Appeal Docket Sheet

Superior Court of Pennsylvania

Docket Number: 2620 EDA 2016

Page 4 of 5

August 22, 2017



DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
December 23, 2016	Application to Quash Appeal	Appellee Participant	Estate of Anne V. Ballinger, Deceased Charles, Norman J
December 27, 2016	Appellant's Brief Filed	Appellant	Weisser, Bernard J.
December 27, 2016	Reproduced Record Filed	Appellant	Weisser, Bernard J.
December 27, 2016	Reply Letter(s) Printed		Superior Court of Pennsylvania
January 6, 2017	Answer to Application to Quash Appeal	Appellant	Weisser, Bernard J.
January 26, 2017	Auto Submit - Reply Late		Superior Court of Pennsylvania
January 26, 2017	Participant's Brief Filed	Appellee Participant	Estate of Anne V. Ballinger, Deceased Charles, Norman J
January 26, 2017	No Brief to be Filed	Participant	Haus, Steven
	Comment: Joinder of Steven Haus, to the Brief of Appellee Norman J. Charles		
March 27, 2017	Order Denying Application to Quash Appeal Without Prejudice		Per Curiam
	Comment: The motion to quash this appeal is DENIED WITHOUT PREJUDICE to the moving party's right to again raise this issue, if properly preserved, in the appellate brief or, if the brief has already been filed, then in a new application that may be filed after the appeal has been assigned to the panel of this Court that will decide the merits of the appeal.		
March 30, 2017	Order		Per Curiam
	Comment: The Order of March 27, 2017 is VACATED to correct typographical errors in the caption. The following Order is hereby entered: The motion to quash this appeal is DENIED WITHOUT PREJUDICE to the moving party's right to again raise this issue, if properly preserved, in the appellate brief or, if the brief has already been filed, then in a new application that may be filed after the appeal has been assigned to the panel of this Court that will decide the merits of the appeal.		
March 31, 2017	Submission Letter Sent		Kohler, Benjamin D.
May 19, 2017	Affirmed		Lazarus, Anne E.

Appeal Docket Sheet

Docket Number: 2620 EDA 2016

Page 5 of 5

August 22, 2017



DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
June 16, 2017	Petition for Allowance of Appeal to PA Supreme Court Filed	Appellant	Weisser, Bernard J.

Comment: 277 EAL 2017

SESSION INFORMATION

Journal Number: J-S29002-17
 Consideration Type: Submit Panel
 Listed/Submitted Date: April 10, 2017

Panel Composition:

The Honorable Anne E. Lazarus	Judge
The Honorable Carl A. Solano	Judge
The Honorable Correale F. Stevens	President Judge Emeritus

DISPOSITION INFORMATION

Final Disposition:	Yes	Judgment Date:	May 19, 2017
Related Journal No:	J-S29002-17	Disposition Author:	Lazarus, Anne E.
Category:	Decided	Disposition Date:	May 19, 2017
Disposition:	Affirmed	Filing Author:	Lazarus, Anne E.
Dispositional Filing:	Memorandum		
Filed Date:	5/19/2017 12:00:00AM		

CROSS COURT ACTIONS

Docket Number:	277 EAL 2017
Court Name:	Supreme
Short Caption:	Estate of: Ballinger., A., Pet of: Weisser., B.
Case Status:	Active
Disposition:	
Disposition Date:	
Petition Reargument/Reconsideration Filed Date:	
Reargument Disposition:	
Reargument Disposition Date:	
Cross Court Action Type:	Case Initiation